

to acts (or failures to act) after the date of the enactment of this Act [Dec. 10, 1971].”

§ 1233. Violations and penalties

(a) Failure to affix required label

Any manufacturer of automobiles distributed in commerce who willfully fails to affix to any new automobile manufactured or imported by him the label required by section 1232 of this title shall be fined not more than \$1,000. Such failure with respect to each automobile shall constitute a separate offense.

(b) Failure to endorse required label

Any manufacturer of automobiles distributed in commerce who willfully fails to endorse clearly, distinctly and legibly any label as required by section 1232 of this title, or who makes a false endorsement of any such label, shall be fined not more than \$1,000. Such failure or false endorsement with respect to each automobile shall constitute a separate offense.

(c) Removal, alteration, or illegibility of required label

Any person who willfully removes, alters, or renders illegible any label affixed to a new automobile pursuant to section 1232 of this title, or any endorsement thereon, prior to the time that such automobile is delivered to the actual custody and possession of the ultimate purchaser of such new automobile, except where the manufacturer relabels the automobile in the event the same is rerouted, repurchased, or reacquired by the manufacturer of such automobile, shall be fined not more than \$1,000, or imprisoned not more than one year, or both. Such removal, alteration, or rendering illegible with respect to each automobile shall constitute a separate offense.

(Pub. L. 85-506, § 4, July 7, 1958, 72 Stat. 326.)

CHAPTER 29—MANUFACTURE, TRANSPORTATION, OR DISTRIBUTION OF SWITCHBLADE KNIVES

Sec.	
1241.	Definitions.
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1245.	Ballistic knives.
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	(b) Prohibition and penalties for possession or use during commission of Federal crime of violence.
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	(d) “Ballistic knife” defined.

§ 1241. Definitions

As used in this chapter—

(a) The term “interstate commerce” means commerce between any State, Territory, possession of the United States, or the District of Columbia, and any place outside thereof.

(b) The term “switchblade knife” means any knife having a blade which opens automatically—

- (1) by hand pressure applied to a button or other device in the handle of the knife, or
- (2) by operation of inertia, gravity, or both.

(Pub. L. 85-623, § 1, Aug. 12, 1958, 72 Stat. 562.)

REFERENCES IN TEXT

This chapter, referred to in text, was in the original “this Act”, meaning Pub. L. 85-623, which enacted sections 1241 to 1244 of this title and amended section 1716 of Title 18, Crimes and Criminal Procedure.

EFFECTIVE DATE

Section 6 of Pub. L. 85-623 provided that: “This Act [enacting this chapter and amending section 1716 of Title 18, Crimes and Criminal Procedure] shall take effect on the sixtieth day after the date of its enactment [Aug. 12, 1958].”

SHORT TITLE OF 1986 AMENDMENT

Pub. L. 99-570, title X, § 10001, Oct. 27, 1986, 100 Stat. 3207-166, provided that: “This title [enacting section 1245 of this title, amending section 1716 of Title 18, Crimes and Criminal Procedure, and enacting provisions set out as a note under section 1245 of this title] may be cited as the ‘Ballistic Knife Prohibition Act of 1986.’”

§ 1242. Introduction, manufacture for introduction, transportation or distribution in interstate commerce; penalty

Whoever knowingly introduces, or manufactures for introduction, into interstate commerce, or transports or distributes in interstate commerce, any switchblade knife, shall be fined not more than \$2,000 or imprisoned not more than five years, or both.

(Pub. L. 85-623, § 2, Aug. 12, 1958, 72 Stat. 562.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 1244 of this title.

§ 1243. Manufacture, sale, or possession within specific jurisdictions; penalty

Whoever, within any Territory or possession of the United States, within Indian country (as defined in section 1151 of title 18), or within the special maritime and territorial jurisdiction of the United States (as defined in section 7 of title 18), manufactures, sells, or possesses any switchblade knife, shall be fined not more than \$2,000 or imprisoned not more than five years, or both.

(Pub. L. 85-623, § 3, Aug. 12, 1958, 72 Stat. 562.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 1244 of this title.

§ 1244. Exceptions

Sections 1242 and 1243 of this title shall not apply to—

- (1) any common carrier or contract carrier, with respect to any switchblade knife shipped, transported, or delivered for shipment in interstate commerce in the ordinary course of business;
- (2) the manufacture, sale, transportation, distribution, possession, or introduction into interstate commerce, of switchblade knives pursuant to contract with the Armed Forces;
- (3) the Armed Forces or any member or employee thereof acting in the performance of his duty; or

(4) the possession, and transportation upon his person, of any switchblade knife with a blade three inches or less in length by any individual who has only one arm.

(Pub. L. 85-623, § 4, Aug. 12, 1958, 72 Stat. 562.)

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 1245 of this title.

§ 1245. Ballistic knives

(a) Prohibition and penalties for possession, manufacture, sale, or importation

Whoever in or affecting interstate commerce, within any Territory or possession of the United States, within Indian country (as defined in section 1151 of title 18), or within the special maritime and territorial jurisdiction of the United States (as defined in section 7 of title 18), knowingly possesses, manufactures, sells, or imports a ballistic knife shall be fined as provided in title 18, or imprisoned not more than ten years, or both.

(b) Prohibition and penalties for possession or use during commission of Federal crime of violence

Whoever possesses or uses a ballistic knife in the commission of a Federal crime of violence shall be fined as provided in title 18, or imprisoned not less than five years and not more than ten years, or both.

(c) Exceptions

The exceptions provided in paragraphs (1), (2), and (3) of section 1244 of this title with respect to switchblade knives shall apply to ballistic knives under subsection (a) of this section.

(d) "Ballistic knife" defined

As used in this section, the term "ballistic knife" means a knife with a detachable blade that is propelled by a spring-operated mechanism.

(Pub. L. 85-623, § 7, as added Pub. L. 99-570, title X, § 10002, Oct. 27, 1986, 100 Stat. 3207-167; amended Pub. L. 100-690, title VI, § 6472, Nov. 18, 1988, 102 Stat. 4379.)

AMENDMENTS

1988—Subsec. (a). Pub. L. 100-690, § 6472(1), substituted "in or affecting interstate commerce, within any Territory or possession of the United States, within Indian country (as defined in section 1151 of title 18), or within the special maritime and territorial jurisdiction of the United States (as defined in section 7 of title 18), knowingly possesses, manufactures, sells, or imports" for "knowingly possesses, manufactures, sells, or imports".

Subsec. (b). Pub. L. 100-690, § 6472(2), struck out "or State" after "Federal".

EFFECTIVE DATE

Section 10004 of Pub. L. 99-570 provided that: "The amendments made by this title [enacting this section, amending section 1716 of Title 18, Crimes and Criminal Procedure, and enacting provisions set out as a note under section 1241 of this title] shall take effect 30 days after the date of enactment of this title [Oct. 27, 1986]."

CHAPTER 30—HAZARDOUS SUBSTANCES

Sec.
1261. Definitions.

Sec.
1262.

Declaration of hazardous substances.

- (a) Declaration of hazardous substances by regulation; review.
- (b) Reasonable variations or additional label requirements.
- (c) Exemption from requirements by regulation.
- (d) Exemption from requirements of this chapter of substances or containers adequately regulated by other provisions of law.
- (e) Regulation of toys or articles intended for use by children.
- (f) Commencement of proceeding for promulgation of regulation; notice.
- (g) Publication of standard; termination of proceeding for promulgation of regulation; monitoring of compliance.
- (h) Publication of proposed rule together with preliminary regulatory analysis.
- (i) Publication of final regulatory analysis with regulation; required findings; judicial review.
- (j) Petition to initiate rulemaking.

1263.

Prohibited acts.

1264.

Penalties; exceptions.

- (a) Criminal penalties.
- (b) Exceptions.
- (c) Civil penalties.
- (d) Civil action for injunction.

1265.

Seizures.

- (a) Grounds and jurisdiction.
- (b) Procedure; multiplicity of pending proceedings.
- (c) Disposition of goods after decree of condemnation.
- (d) Costs and fees.
- (e) Removal of case for trial.

1266.

Hearing before report of criminal violation.

1267.

Injunctions; criminal contempt; trial by court or jury.

- (a) Jurisdiction.
- (b) Trials.

1268.

Proceedings in name of United States; subpoenas.

1269.

Regulations.

- (a) Authority.
- (b) Joint regulations.

1270.

Examinations and investigations.

- (a) Authority to conduct.
- (b) Inspection; notice; samples.
- (c) Receipt for sample; results of analysis.

1271.

Records of interstate shipment.

1272.

Publicity; reports; dissemination of information.

- (a) Summaries of judgments, decrees, orders.
- (b) Information as to health dangers and investigations.

1273.

Imports.

- (a) Delivery of samples to Commission; examination; refusal of admission.
- (b) Disposition of refused articles.
- (c) Expenses in connection with refused articles.
- (d) Statement of exportation: filing period, information; notification of foreign country; petition for minimum filing period; good cause.

1274.

Remedies respecting banned hazardous substances.

- (a) Notice to protect public; form and contents.
- (b) Order of Commission; repair, replacement, or refund.
- (c) Discretionary remedial activities available to Commission; orders; contents.